

OCT 31 2006

PATENT & TRADEMARK OFFICE

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PO Box 1450, Alexandria, VA 22313-1450, on

October 27, 2006
BEYER WEAVER & THOMAS, LLP

By: _____

Chianti Appling

Atty Docket No: 320-000120US
Client Ref:

DAC 72

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

THOMAS W. KONOWALCHUK and JACK KONOWALCHUK

Application No.: 10/021,533

Filed: 12/06/2001

For: **METHODS FOR TREATING AN INFLAMMATION OR LESION CAUSED BY A VIRUS**

Examiner: SAN MING R. HUI

Art Unit: 1617

Confirmation No: 3288

RENEWED PETITION UNDER 37 C.F.R. §1.137(b)

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is a Renewed Petition Under 37 C.F.R. §1.137(b) filed in response to a Corrected Decision on a Petition filed on 19 April 2006 under 37 C.F.R. §1.137(b).

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REMARKS

A decision granting the petition filed on 19 April 2006 to revive the above-identified patent application was mailed on September 25, 2006. A corrected decision dismissing the petition was mailed on September 28, 2006.

The petition was dismissed because, according to the Examiner, a proper authorization to charge the petition fee to counsel's deposit account was not provided and no fee was included with the petition. The Examiner alleged that the attorney who signed the transmittal form, Tom Hunter, Reg. No. 38,498, is not listed as an authorized user of the deposit account provided on the transmittal form.

The undersigned attorney notes that at the time the petition was filed, Tom Hunter, Reg. No: 38,498, was an authorized user of the previous deposit account and remained an authorized user until changing firms on August 21, 2006, four months later. Had the PTO acted in a timely manner on the subject petition, the fees would have been properly authorized.

Applicants hereby provided a renewed petition requesting that the petition filed on April 19, 2006 be granted.

The Commissioner is authorized to charge the requisite fees from, or to credit any overpayment, to the Deposit Account Number 50-0388 (Customer Number 022434).

If a telephone conference would expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (510) 267-4161.

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Respectfully submitted,



Tom Hunter
Reg. No: 38,498